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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

K.B., by and through his parents and guardians,
A.B. and S.B., individually, on behalf of similarly
situated individuals,

Plaintiff,

v.

IBM MEDICAL AND DENTAL BENEFITS
PLAN FOR REGULAR FULL-TIME AND
REGULAR PART-TIME EMPLOYEES,
INTERNATIONAL BUSINESS MACHINES
("IBM") CORP., IBM OFFICE OF THE PLAN
ADMINISTRATOR, E. FLEMING AND
UNIDENTIFIED COMMITTEE MEMBERS,
IBM MEDICAL BENEFITS TRUST,

Defendants.

Civil Action No. 7:21-cv-01737-NSR

ORDER OF DISMISSAL

ECF CASE

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
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DATE FILED: 9/10/2021

Pursuant to the stipulation of the parties, IT IS HEREBY ORDERED that all claims by K.B., by and through his parents and guardians, A.B. and S.B., brought against Defendants IBM Medical and Dental Benefits Plan for Regular Full-Time and Regular Part-Time Employees, International Business Machines ("IBM") Corp., IBM Office of the Plan Administrator, and E. Fleming and Unidentified Committee Members are dismissed with prejudice and without cost. All claims by K.B., by and through his parents and guardians, A.B. and S.B., brought against the

IBM Medical Benefits Trust are dismissed without prejudice. The claims of the putative class against all defendants are dismissed without prejudice.

IT IS SO ORDERED

Dated : September 10, 2021

White Plains, NY



The Honorable Nelson S. Roman
United States District Judge

BOUER LAW LLC

s/ Jodi F. Bouer

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